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December 15, 2020

Via E-filing

Regional Director Thomas Goonan
NLRB Region 4
100 E. Penn Square
Suite 403
Philadelphia, PA 19107

Re: *04-RC-269639*
Continuus Materials & International Union of Operating
Engineers, Local 542

Dear Regional Director Goonan:

I represent the Employer, Continuus Materials, in this case. The Representational Hearing in this matter is scheduled for Wednesday, December 23, 2020. By this letter the Employer requests a continuance/postponement of this hearing until December 29. The Employer makes this request due to extraordinary circumstances which will encumber the Employer and Employer's counsel in the event that this hearing takes place on December 23, 2020. The primary contact and witness for Continuus Materials, James Condela, is ill with COVID-19 and it is anticipated he will not be able to plan for and participate in the hearing. Additionally, due to other pending matters, I have a conflict on my calendar that cannot be rescheduled.

I have contacted with Ms. Hertzig, the Petitioner's counsel, and requested this continuance. Please note that I will work with Ms. Hertzig diligently to reach a Stipulated Election Agreement which will alleviate the need for a hearing. I have copied her on this request.

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Thank you for your consideration in this matter.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'TALYON' or similar, with a stylized '2' at the end.

Todd A. Lyon
Partner
For FISHER & PHILLIPS LLP

TAL:sd

Cc: Regina Hertzog, IUOE Local 542 counsel